

APPROVED 11-30-16
TOWN OF NORTH HAVEN, CONNECTICUT
MINUTES
Inland Wetlands Commission

Minutes of the Inland Wetlands Commission meeting held on Wednesday, October 26, 2016 at the Mildred A. Wakeley Community and Recreation Center, 7 Linsley Street, in Room #2 at 7:00 p.m.

MEMBERS PRESENT:

Mark R. Trojanowski, Chairman, arrived at 7:54 PM
Peter Tenedine, Vice Chairman
Pat Libero
Anna Garsten
Frank H. Bumsted, Alternate, sitting

ABSENT MEMBERS:

Steven J. Nugent, Secretary
Cheryl A. Juniewicz
Joseph L. Tenedine
Pamela Sletten, Alternate
Steven Miller, Alternate

TOWN STAFF:

Alan Fredricksen, Land Use Administrator
Jonathan Bodwell, Town Engineer
Laura Magaraci, Zoning and Inland Wetlands Enforcement Officer
Jennifer Coppola, Town Counsel
Sandra Lion, Clerk
Genevieve Bertolini, Stenographer

AGENDA:

Mr. P. Tenedine, acting Chairman, called the meeting of the Inland Wetlands Commission to order at 7:03 PM and asked Mr. Fredricksen, Land Use Administrator, if there were any changes to the agenda. Mr. Fredricksen stated that application #I16-08, 321 Upper State Street, has been postponed to the November 30, 2016 meeting.

PUBLIC HEARINGS:

Mrs. Garsten, Acting Secretary, read the call for the Public Hearing:

1. #I16-04 Application of Swampy Valley Farm LLC, Applicant, Robert Neubig, Owner, relative to 480 Valley Service Road, (Map 85, Lot 1), seeking a Permit to Conduct Regulated Activity. Plan Entitled: Property of Swampy Valley Farm LLC. Prepared by Thomas A. Stevens & Associates, Inc. Dated 01-15-15, rev 07-26-16. Scale 1"=50'. IL-80' Zoning District.

Mr. David Lord of Soil Resource Consultants spoke regarding the restoration plan and then he submitted a photograph that depicts the area south of the southern breach area as Exhibit A and a photograph that depicts the central portion of the property looking northwest as Exhibit B. Mr. Bodwell and Mr. Fredricksen discussed with Mr. Lord the modifications that need to be made to the drawings and suggested a meeting with town staff. Mr. P. Tenedine asked a few questions and Mr. Lord responded. Mr. Fredricksen stated that he walked the site two days ago and observed that the check dam and stone were lowered and the water was reduced.

Mr. Lord, representing Mr. Neubig, granted the Commission an extension to keep the Public Hearing open to the November 30, 2016 meeting.

Ms. Laura Magaraci, Inland Wetlands Enforcement Officer, explained that the plans should be revised to depict the following; proposed grading slope, proposed restoration as described in Mr. Lord's narrative plan, location of soil and erosion controls and planting areas, replace the description of ponded/marsh areas with "Regulated Area", and add markers to delineate the width of the entire 50' upland review buffer area including the "Regulated Area".

The following Exhibits were submitted into the record; a Wetland Remediation-Upland Review Zone Restoration Plan dated September 1, 2015 as Exhibit 1, the Soil Resource Consultants "Monitoring Plan" dated September 2, 2015 as Exhibit #2, letter from Laura Magaraci to Mr. Neubig dated February 3, 2016 as Exhibit #3, a Cease & Desist Order dated May 17, 2016 as Exhibit #4 and the Affirmation dated June 9, 2016 as Exhibit #5.

Mr. Bumsted moved to continue the application to the November 30, 2016 meeting; Mr. Libero seconded the motion. The Commission voted as follows:

P. Tenedine – aye Libero – aye Garsten – aye Bumsted - aye

2. #116-08 Application of Edwina C. David, Applicant & Owner, relative to 321 Upper State Street, (Map 93, Lot 67), seeking a Permit To Conduct Regulated Activity. Plan Entitled: Curtain Drain Installation, 321 Upper State Street, North Haven, Connecticut. Prepared by Godfrey Hoffman Associates, LLC. Dated 08/10/2016. Scale 1" = 20'. R-40 Zoning District.

This application has been postponed to the November 30, 2016 meeting.

DELIBERATIONS: None

INFORMAL: None

OTHER:

-87 Fallon Drive

Mr. Fredricksen, Land Use Administrator, explained to the Commission that the owner of 87 Fallon Drive is proposing to construct a 15' x 12' shed approximately 30' to 35' feet away from the slope.

Mr. Bumsted moved to grant the Duly Authorized Agent, Alan Fredricksen, authority to approve a permit for the construction of a shed that would lie within the Inland Wetland buffer area at 87 Fallon Drive; Mr. Libero seconded the motion. The Commission voted as follows:

P. Tenedine – aye Libero – aye Garsten – aye Bumsted – aye

ENFORCEMENT ACTION:

-125 Quinnipiac Avenue

Mrs. Magaraci updated the Commission regarding violations occurring at 125 Quinnipiac Avenue.

EXTENSIONS: None

PERMITTED USES AS OF RIGHT: None

BOND RELEASES & REDUCTIONS: None

-#P13-18, 77 Sackett Point Road

Mr. Bumsted moved to release the entire bond for application #P13-18, 77 Sackett Point Road, in the amount of \$5,000.00; Mrs. Garsten seconded the motion. The Commission voted as follows:

P. Tenedine – aye Libero – aye Garsten – aye Bumsted – aye

-#P15-09, 85 Sackett Point Road

Mr. Bumsted moved to release the entire bond for application #P15-09, 85 Sackett Point Road, in the amount of \$2,500.00; Mrs. Garsten seconded the motion. The Commission voted as follows:

P. Tenedine – aye Libero – aye Garsten – aye Bumsted – aye

CORRESPONDENCE: - 35 Bassett Road
- Southwest Conservation District Newsletter, Fall 2016
- Algonquin Gas Transmission, LLC., Letter dated October 12, 2016

Mr. Fredricksen reviewed the correspondence with the Commission.

MINUTES:

-September 28, 2016

Mr. Bumsted moved to approve the September 28, 2016 meeting minutes; Mr. Libero seconded the motion. The Commission voted as follows:

Trojanowski – aye P. Tenedine – aye Libero – aye Bumsted – aye

ADJOURN:

Mr. Bumsted moved to adjourn the meeting; Mr. Libero seconded the motion. The meeting was adjourned at 8:01 PM.